

**CHARTER COMMISSION
CITY AND COUNTY OF HONOLULU
711 Kapiolani Blvd. Suite 1485
Honolulu, Hawaii 96813**



A G E N D A

MONDAY, MAY 22, 2006
COMMITTEE ON STYLE MEETING

CITY COUNCIL COMMITTEE ROOM
SECOND FLOOR
CITY HALL

4:00 P.M.

RECEIVED
CITY CLERK
C&C OF HONOLULU
MEETING NOTICES ONLY
MAY 16 2 01 PM '06

1. Call to Order by Committee Chair Jared Kawashima

2. Executive Administrator's Report

Report and discussion regarding, among other matters:

- Language of amendments passed at May 2 and May 10, 2006 meetings
- Ballot questions
- Drafting of digests
- Order of ballot items

3. Text of Proposed Charter Amendments

The Committee will discuss and vote on possible non-substantive changes to the Ramseyered charter text of the following proposed charter amendments:

PROPOSAL 1 - Salary Commission; Amend provision regarding Council review of Commission findings.

PROPOSAL 5 - Elections; Eliminate the first special election when there are only two candidates for an office.

PROPOSAL 27 - Liquor Commission and Civil Service; Exempt Liquor Control Administrator and Deputy Administrator from civil service.

PROPOSAL 28 - Ethics Commission; Allow the Ethics Commission to impose civil fines.

PROPOSAL 33 - Department of Emergency Services; Revise the Powers, Duties and Functions of the Director and the Department.

PROPOSAL 34 - Budget; Administration and enforcement of the executive capital budget ordinance -- lapse in 12 rather than 6 months.

PROPOSAL 35 - Department of Information Technology; Revise the Powers, Duties and Functions of the Director.

PROPOSAL 36 - Fire Chief; Revise the Powers, Duties and Functions of the Fire Chief and the Fire Department.

PROPOSAL 51 - Department of Customer Services; Include the Director of Customer Services as a department head who must be nominated by the Mayor, with the advice and consent of the Council, and may be removed by the Mayor.

PROPOSAL 55 - Term Limits and Staggered Terms; Re term limits and staggered terms for Councilmembers.

***** See attachment for draft of Ramseyered charter text for Proposal 55. The attached language is a rough draft provided for the Committee as a starting point for discussion.***

PROPOSAL 71 - Department of Environmental Services; Comprehensive curbside recycling program.

PROPOSAL 75 – Ethics Commission; Include the prohibition against Ethics Commissioners taking an active part in political management or political campaigns set forth in the Hawaii Constitution Article XIV.

PROPOSAL 76 – Police; Delete prohibition of political activities by police department employees.

PROPOSAL 78 – Civil Defense Agency; Delete the reference to Civil Defense Agency in "Appointment, Confirmation and Removal of Officers and Employees".

PROPOSAL 91 - Property Taxes and New Fund; Set aside one-half percent (1/2%) of real property tax revenues for land and natural resources protection and one-half percent (1/2%) of real property tax revenues for affordable housing.

PROPOSAL S-6 - Petitions; Delete requirement of Social Security numbers on petitions.

PROPOSAL S-9 - Department of Transportation Services - Revise Powers, Duties and Functions; Promote pedestrian- and bicycle-friendly city

PROPOSAL S-10 - Public notices; Distribution of public notices via a widely accessible electronic medium.

Copies of all proposals are posted as PDF files on the Commission website at <http://www.honolulu.gov/chc>. Hard copies are also available for viewing at the Commission office or the Municipal Library.

4. Combination of Proposed Charter Amendments for Purposes of the Ballot

The Committee will discuss and vote on the combination of amendments for purposes of the ballot.

a. Housekeeping

Proposals 35, 51, 75, 76, 78, S-6, S-10 and other proposals. See above descriptions.

b. Department Descriptions

Proposal 33, 36 and other proposals. See above descriptions.

c. Other Combinations

The Committee may consider other possible combinations.

5. Announcements

6. Next Meetings

To be determined.

7. Adjournment

Notice regarding public testimony:

Please note that under the Rules of the Commission, speakers are requested to submit two copies of their testimony. Written testimony may be mailed to the Commission, faxed to 592-8633, or e-mailed to charter@honolulu.gov. The Commission requests that written testimony be submitted no later than 24 hours prior to the meeting; however, if you bring written testimony directly to the meeting, the Commission requests that you bring **20 copies, three-hole punched**. Testimony will be accepted on agenda items only, and will be taken at the time the item comes up for discussion by the Commission.

You are requested to register to speak if you wish to provide oral testimony. Generally, oral testimony will be limited to **five minutes**. However, a speaker's time may be limited to **three minutes** if, in the discretion of the chair, such limitation is necessary to accommodate all persons desiring to address the Commission at the meeting.

ATTACHMENT

The following is a draft of Ramseyered charter text for Proposal 55. The attached language is a rough draft provided for the Committee as a starting point for discussion. Prepared by Corporation Counsel in consultation with Commission staff.

Proposal 55 Alternative A: Eliminate term limits and staggering of council terms.

Section 3-102. Number, Election and Terms of Office of Councilmembers—

The council shall consist of nine members. One member shall be elected from each of the nine districts hereinafter provided. Except as provided in Section 16-__ [16-122], the regular terms of office of councilmembers shall be four years beginning at twelve o'clock meridian on the second day of January following their election. [The terms shall be staggered in accordance with Section 16-122. No person shall be elected to the office of councilmember for more than two consecutive four-year terms.]

Section 13-166. City Elections—

1. In general: City elections shall be conducted in accordance with the election laws of the state insofar as applicable, but all city elective officers shall be elected by nonpartisan special elections. Except as otherwise provided in this charter, such special elections shall be held in conjunction with the primary and general elections of the applicable year. In the case of the council, such special elections shall be held in 2002 and every second year thereafter, and after the 2010 special election, every fourth year thereafter. In the case of the mayor and the prosecuting attorney, such special elections shall be held every fourth year following the 1992 election.

Repeal Section 16-122 and insert new language:

Section 16-___. Transitional Provisions for the Elimination of Councilmembers' Term Limits and Staggered Terms.

1. The elimination of the councilmembers term limits and staggering of terms shall commence on January 2, 2011 and shall be implemented in accordance with this section.

2. For the special election held in 2008, councilmembers for odd-numbered council districts I, III, V, VII and IX shall be elected to a two-year regular term commencing on January 2, 2009.

3. After the expiration of the two-year regular term established by this section, the subsequent regular terms of the councilmembers of the odd-numbered council districts shall be subject to Section 3-102.

4. A person elected as councilmember to a four-year regular term in 2002 and 2006 shall be eligible for election to a four-year regular term in 2010.

A person elected as councilmember to a four-year regular term in 1998, to a two-year regular term in 2002 and to a four-year regular term in 2004, shall be eligible

for election to a two-year regular term in 2008 and if elected shall also be eligible for election to a four-year regular term in 2010.

5. For the special election held in 2010, councilmembers for all nine council districts shall be elected to four-year regular terms commencing on January 2, 2011 and thereafter shall be eligible for election to the office of councilmember without limit on the number of terms served in the office of councilmember.

**Proposal 55 Alternative B: Limit council term limits to three consecutive four-year terms
and eliminate staggering of council terms.**

Section 3-102. Number, Election and Terms of Office of Councilmembers—

The council shall consist of nine members. One member shall be elected from each of the nine districts hereinafter provided. Except as provided in Section 16-__ [16-122], the regular terms of office of councilmembers shall be four years beginning at twelve o'clock meridian on the second day of January following their election. [The terms shall be staggered in accordance with Section 16-122.] No person shall be elected to the office of councilmember for more than three [two] consecutive four-year terms.

Section 13-166. City Elections—

1. In general: City elections shall be conducted in accordance with the election laws of the state insofar as applicable, but all city elective officers shall be elected by nonpartisan special elections. Except as otherwise provided in this charter, such special elections shall be held in conjunction with the primary and general elections of the applicable year. In the case of the council, such special elections shall be held in 2002 and every second year thereafter, and after the 2010 special election, every fourth year thereafter. In the case of the mayor and the prosecuting attorney, such special elections shall be held every fourth year following the 1992 election.

Repeal Section 16-122 and insert as new language:

Section 16-__. Transitional Provisions for the Elimination of Councilmembers' Staggered Terms and the Extension of Term Limits From Two to Three Consecutive Terms.

1. The elimination of the staggering of councilmember terms and the extension of term limits from two to three consecutive four-year terms shall commence on January 2, 2011 and shall be implemented in accordance with this section.

2. For the special election held in 2008, councilmembers for odd-numbered council districts I, III, V, VII and IX shall be elected to a two-year regular term commencing on January 2, 2009.

3. After the expiration of the two-year regular term established by this section, the subsequent regular terms of the councilmembers of the odd-numbered council districts shall be subject to Section 3-102.

4. A person elected as councilmember to a four-year regular term in 2002 and 2006 shall be eligible for election to a four-year regular term in 2010.

A person elected as councilmember to a four-year regular term in 1998, to a two-year regular term in 2002 and to a four-year regular term in 2004, shall be eligible for election to a two-year regular term in 2008 and if elected shall also be eligible for election to a four-year regular term in 2010.

5. For the special election held in 2010, councilmembers for all nine council districts shall be elected to four-year regular terms commencing on January 2, 2011.

6. From and after the special election held in 2010, no person shall be elected to the office of councilmember for more than three consecutive four-year terms.